

AMENDED  
APPLICATION FOR PERMISSION TO CHANGE POINT OF  
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE  
PUBLIC WATERS OF THE STATE OF NEVADA  
HERETOFORE APPROPRIATED

NO.61931

Date of filing in State Engineer's Office MAR 04 1996  
Returned to applicant for correction APR 04 1996  
Corrected application filed \_\_\_\_\_  
Map filed APR 11 1996

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The applicant **Robert I. Cowles**, hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Application 46997**

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1. The source of water is **Underground**
2. The amount of water to be changed **2 c.f.s.**
3. The water to be used for **mining, milling and domestic**
4. The water heretofore permitted for **mining, milling and domestic**
5. The water is to be diverted at the following point **SE1/4 SE1/4 Section 24, T.21 N., R.23 E., M.D.B. & M., or at a point from which the Southeast corner of said Section 24 bears South 43°59'35" East, 464.67 feet.**
6. The existing permitted point of diversion is located within **NE1/4 SE1/4 Section 24, T.21 N., R.23 E., M.D.B. & M., or at a point from which the E1/4 corner of said Section 24 bears North 00°45'55" East, 276.5 feet.**
7. Proposed place of use **Sections 16, 17, 18, 20, 21, 22, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, & 36, T.21 N., R.23 E., M.D.B. & M.; Sections 19 and 30, T.21 N., R.24 E., M.D.B. & M.; and Section 5, T.20 N., R.23 E., M.D.B. & M.**
8. Existing place of use **Lot 1, W1/2 of NE1/4, SE1/4 all in Section 24, T.21 N., R.23 E., M.D.B. & M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **to be drilled well, pumped distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **2 years**
15. Remarks: **898 GPM continuous average flow to be utilized for the mining, milling, and related domestic purposes at the so-called Olinghouse Project. Water use is estimated to be 1446 acre-feet per year for the life of the mining operation. Please use the map on file at the Division of Water Resources under Application 46997 to support the existing Point of Diversion and Place of Use.**

By **s/Bruce R. Scott**  
**Bruce R. Scott, Resource Concepts, Inc.**  
**340 N. Minnesota Street**  
**Carson City, Nevada 89703**

Compared jp/ gkl cl/cms

Protested 6/26/96 by; Harvey Whittemore:

Pro. Overruled 10/2/96

Ruling No. 4444

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APPROVAL      **OF STATE ENGINEER**

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 46997 is issued subject to the terms and conditions imposed in said Permit 46997 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

(CONTINUED ON PAGE 2)

## (PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 224.044 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 4, 1998

Proof of completion of work shall be filed before:

March 4, 1998

Application of water to beneficial use shall be filed on or before:

February 4, 2000

Proof of the application of water to beneficial use shall be filed on or before:

March 4, 2000

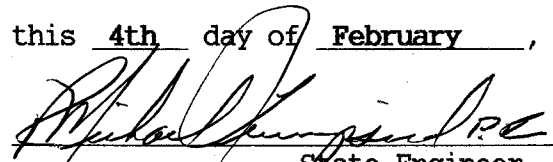
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,  
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 4th day of February, A.D. 1997

  
State Engineer

Completion of work filed JAN 22 1999

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

CANCELLED BY RULING #5598 MAR 16, 2006